UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA

MONROE DIVISION

UNITED STATES OF AMERICA

VERSUS JUDGE ROBERT G. JAMES

GARY VAN DANIELS MAG. JUDGE KAREN L. HAYES

CERTIFICATE OF APPEALABILITY

A final order having been filed in the above-captioned habeas case, the Court, considering the record in this case and the requirements of 28 U.S.C. § 2253, hereby finds that:

The certificate of appealability is DENIED because the applicant has failed to make a substantial showing of the denial of a constitutional right.

MONROE, LOUISIANA, this 19th day of November, 2007.

ROBERT G. JAMES

UNITED STATES DISTRICT JUDGE

Cr. No. 3:03-30019-01